

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Mohamadzadeh *et al.*

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ART UNIT:

FILED: October 11, 2005

EXAMINER:

SERIAL NO.: 10/552,153

FOR: Dendritic Cell Binding Proteins
and Uses Thereof

DOCKET:
D6486

Mail Stop PCT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTN: Office of PCT Legal Administration

**PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT
UNDER 37 C.F.R. 1.181(a)**

Dear Sir:

A Notification of Abandonment, mailed June 15, 2009, for the above-referenced application was received by Applicants for failing to respond to the Notification of Defective Response, mailed May 13, 2009. Applicants hereby petition that the holding of abandonment be withdrawn and respectfully request that the above-referenced patent application proceed to examination.

1) The Notification of Abandonment was mailed on June 15, 2009. The application could not have gone abandoned yet because the June 13, 2009 deadline fell on a Saturday, therefore a submission received on June 15, 2009 was timely received.

2) Applicants submitted the Response on June 11, 2009 and it was timely received in the PCT Branch of the U.S. Patent Office on June 15, 2009 as indicated on a copy of the date-stamped return postcard enclosed herewith.

3) Applicants enclose true copies of the Response to Notification of Defective Response, the Sequence Listing, the Sequence Compliance Statement, the labeled diskette submitted with the response, the Formalities Letter, another diskette

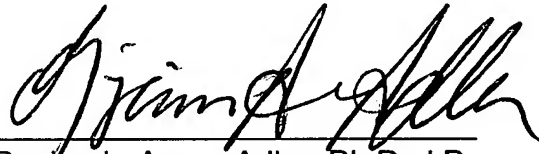
containing the Sequence Listing submitted with the Response on June 11, 2009 and the date-stamped return postcard indicating receipt of the same. Applicants state that the contents of the diskette submitted June 11, 2009 and the contents of the diskette enclosed herewith are identical and contain no new matter.

Applicants believe that this Petition to Withdraw Holding of Abandonment is complete. Applicants believe no fees are due, however, if this is in error please debit Deposit Account 07-1185 on which the undersigned is allowed to draw. If any questions remain, Applicants request that the Examiner contact Applicants' counsel, named below, at (713) 270-5391 for quick resolution.

Respectfully submitted,

Date: 2/13/2009

Adler & Associates
8011 Candle Lane
Houston, TX 77071
Tel.: (713) 270-5391
Fax: (713) 270-5361
Ben@adlerandassociates.com



Benjamin Aaron Adler, Ph.D, J.D.
Registration No. 35,423
Counsel for Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/552,153	Mansour MOHAMADZADEH	D6486
Benjamin Aaron Adler ADLER & ASSOCIATES 8011 Candle Lane Houston, TX 77071		INTERNATIONAL APPLICATION NO. PCT/US04/10832
		L.A. FILING DATE 04/08/2004
		PRIORITY DATE 04/09/2003

CONFIRMATION NO. 4567

371

ABANDONMENT/TERMINATION
LETTER



OC000000036469960

Date Mailed: 06/15/2009

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 05/13/2009 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

SHAKEEL AHMED

Telephone: (703) 756-1423

OF THE PATENT OFFICE, PLACED HEREON, ACKNOWLEDGES RECEIPT OF:
Applicant: Mahmoudzadeh et al. Attorney: Benjamin Aaron Adler
Serial No: 10/552,153 Docket No.: D64860 Date: 06-11-09
Patent No: _____

- | | |
|---|---|
| <input type="checkbox"/> Provisional Patent Application w/cover sheet | <input type="checkbox"/> Petition for Extension of Time ____ month(s) |
| <input checked="" type="checkbox"/> Sequence Listing w/ Compliance Letter + CRF (11pg) | <input type="checkbox"/> Preliminary Amendment |
| <input type="checkbox"/> Application for Patent including | <input type="checkbox"/> Response to Notice to File Missing Parts |
| __ pgs spec __ total claims __ pgs claims __ pg Abst | <input checked="" type="checkbox"/> Copy of Formalities Letter |
| <input type="checkbox"/> PCT <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation or CIP | <input type="checkbox"/> Response to Office Action <input type="checkbox"/> RAF |
| <input type="checkbox"/> Request for Continued Examination | <input type="checkbox"/> Response to Restriction Requirement |
| <input type="checkbox"/> Petition to Revive App. <input type="checkbox"/> Petition to w/d Abd | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Drawings: ____ sheets | <input type="checkbox"/> Amendment after allowance |
| <input type="checkbox"/> Form PTO-2038 for \$ _____ | <input type="checkbox"/> Information Disclosure Statement |
| <input type="checkbox"/> Certificate of Mailing 1.10 | <input type="checkbox"/> PTO form 1449 |
| Express No.: <u>EM</u> | <input type="checkbox"/> Notice of Appeal |
| <input checked="" type="checkbox"/> Certificate of Mailing 1.8 | <input type="checkbox"/> Appeal Brief & Transmittal Letter |
| <input type="checkbox"/> Transmittal letter <input type="checkbox"/> Drawing Transmittal letter | <input type="checkbox"/> Submission Maintenance Fee Year ____ |
| <input type="checkbox"/> Affidavit or <input type="checkbox"/> Declaration <input type="checkbox"/> Oath | <input type="checkbox"/> PCT Request |
| <input type="checkbox"/> Combined Declaration and Power of Attorney | <input type="checkbox"/> PCT Transmittal |
| <input type="checkbox"/> Assignment <input type="checkbox"/> Assignment Rec. Cover Sheet | <input type="checkbox"/> Power of Attorney by applicant |
| <input checked="" type="checkbox"/> Postcard | <input checked="" type="checkbox"/> Other: <u>Res. to Notification of</u> |

Defective Response

IAPO3Rec'd PCT 15 JUN 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Mohamadzadeh *et al.*

FILED: April 8, 2004

SERIAL NO.: 10/552,153

FOR: Dendritic Cell Binding Proteins and
Uses Thereof

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ART UNIT:

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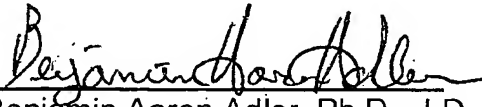
**COMPLIANCE OF REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING
NUCLEOTIDE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Dear Sir:

Applicant hereby provides a computer readable form of the Sequence Listing on the enclosed diskette and a paper copy thereof for the above-referenced application. The disk is IBM formatted and was made using Windows XP. The file is stored as D6486SEQ in text format. I hereby state that the content of the paper copy of the Sequence Listing enclosed herewith as part of the above-referenced application, and replacing the last filed Sequence Listing, and the enclosed computer readable copy of the Sequence Listing are the same and that no new matter has been introduced.

Respectfully submitted,

Date: June 11, 2009
ADLER & ASSOCIATES
8011 Candle Lane
Houston, Texas 77071
(713) 270-5391
badler1@houston.rr.com


Benjamin Aaron Adler, Ph.D., J.D.
Counsel for Applicant
Registration No. 35,423

AMENDMENT TO THE SPECIFICATION

Please replace the last filed Sequence Listing with the Sequence Listing enclosed
herewith.

REMARKS

Sequence Listing

As requested in the Notification of Defective Response, mailed May 13, 2009, enclose a Sequence Listing, a Sequence Compliance Statement, a CRF of the Sequence Listing, and a copy of the 371 Formalities Letter. The errors in the Sequence Listing identified in the marked-up Raw Sequence Listing are corrected. Applicants state that the contents of the CRF is identical to the Sequence Listing enclosed herewith and contains no new matter.

Amendment to the specification

The specification is amended to replace the originally filed Sequence Listing with the Sequence Listing enclosed herewith. No new matter is contained in this amendment. No application size fee is due as eleven (11) pages of Sequence Listing enclosed herewith replace eleven (11) pages of originally filed Sequence Listing

This is intended to be a complete response to the Notification of Defective Response, mailed, May 13, 2009. Applicants believe no fees are due, however, should Applicants err, please debit any applicable fees from Deposit Account No. 07-1185 upon which the undersigned attorney is allowed to draw.

Respectfully submitted,

Date: June 11, 2009
ADLER & ASSOCIATES
8011 Candle Lane
Houston, Texas 77071
Tel.: (713) 270-5391
Fax: (713) 270-5361
Ben@adlerandassociates.com

Benjamin Aaron Adler
Benjamin Aaron Adler, Ph.D., J.D.
Registration No. 35,423
Counsel for Applicant

OF THE PATENT OFFICE, PLACED HEREON, ACKNOWLEDGES RECEIPT OF:

Applicant: Mohammadzadeh et al. Attorney: Benjamin Aaron Adler
 Serial No: 10/552,153 Docket No.: D64860 Date: 06-11-09
 Patent No: _____

- ☐ Provisional Patent Application w/coversheet
☒ Sequence Listing w/ Compliance Letter + CRF (11pgs)
☐ Application for Patent including
 ___ pgs spec ___ total claims ___ pgs claims ___ pg Abst
☐ PCT ☐ Divisional ☐ Continuation or CIP
☐ Request for Continued Examination
☐ Petition to Revive App. ☐ Petition to w/d Abd
☐ Drawings: ___ sheets
☐ Form PTO-2038 for \$ _____
☐ Certificate of Mailing 1.10
 Express No.: EM
☒ Certificate of Mailing 1.8
☐ Transmittal letter ☐ Drawing Transmittal letter
☐ Affidavit or ☐ Declaration ☐ Oath
☐ Combined Declaration and Power of Attorney
☐ Assignment ☐ Assignment Rec. Cover Sheet
☒ Postcard
- ☐ Petition for Extension of Time ___ month(s)
☐ Preliminary Amendment
☐ Response to Notice to File Missing Parts
☒ Copy of Formalities Letter
☐ Response to Office Action ☐ RAF
☐ Response to Restriction Requirement
☐ Issue Fee Transmittal
☐ Amendment after allowance
☐ Information Disclosure Statement
☐ PTO form 1449
☐ Notice of Appeal
☐ Appeal Brief & Transmittal Letter
☐ Submission Maintenance Fee Year _____
☐ PCT Request
☐ PCT Transmittal
☐ Power of Attorney by applicant
☒ Other: Res. to Notification of

Defective Response

